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WILMER, CUTLER & PICKERING

2445 M STREET, N.W.
WASHINGTON, D.C. 20037-1420

TELEPHONE (202) 663-6000
FACSIMILE (202) 663-6363

WILLIAM R. RICHARDSON, JR.
DIRECT LINE (202)
663-6038

4 CARLTON GARDENS
LONDON SW1Y 5AA
TELEPHONE 011 (4471) 839-4466
FACSIMILE 011 (4471) 839-3537

RUE DE LA LOI 15 WETSTRAAT
B-1040 BRUSSELS
TELEPHONE 011 (322) 231-0903
FACSIMILE 011 (322) 230-4322

FRIEDRICHSTRASSE 95
BRIEFKASTEN 29
D-10117 BERLIN
TELEPHONE 011 (4930) 2643 3601
FACSIMILE 011 (4930) 2643 3630

April 26, 1995

DOCKET FILE COPY ORIGINAL

BY HAND

Mr. William F. Caton
Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, DC 20554

RECEIVED

APR 27 1995

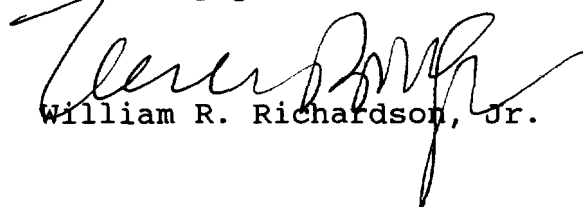
U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C. 20535

Re: MM Docket No. 92-266
Ex Parte Presentation

Dear Mr. Caton:

On behalf of ValueVision International, Inc. ("ValueVision"), this letter (filed in duplicate) notifies the Commission that Stephen P. Cunningham of ValueVision and the undersigned met with Lisa B. Smith, William H. Johnson, Kathy Franco, and Edward Gallick yesterday to discuss the issues raised in ValueVision's petition for reconsideration and subsequent filings on leased access in the above-referenced proceeding, and the effect of the Commission's leased access rules as reflected in the attached letters.

Sincerely yours,


William R. Richardson, Jr.

Encls.

cc: Lisa B. Smith
William H. Johnson
Kathy Franco
Edward Gallick

No. of Copies rec'd 041
List A B C D E

P 484 895 151

RECEIPT FOR CERTIFIED MAIL

IN INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	
Stephen Cunningham/ValueVision	
Street and No.	
3300 East First Avenue	
P.O., State and ZIP Code	
Denver, CO 80206	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	
Return Receipt Showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.35


**TCI Cablevision of
Santa Cruz County**

Advertising Sales

April 3, 1995

Mr. Stephen Cunningham
Value Vision International, Inc.
3300 East First Avenue
Denver, CO 80206

Re: Access Channel Lease Agreement

Dear Steve:

Please consider this letter the required notice advising you that we are terminating our present channel lease agreement with ValueVision effective May 7, 1995. As you know, the 1992 Cable Act specifies the criteria used to establish leased channel charges. Our current agreement with ValueVision does not comply with this criteria, resulting in this termination notice.

Based on your current usage of eighteen hours per day on a Leased Access Channel, we have calculated the applicable charges to be \$11,630. per month. This is based on a rate of \$.40 per subscriber per month (factored for the day parts you currently use from midnight to 6 PM) as listed on our rate card.

Should you wish to institute a new agreement in accordance with the established standards after May 7, 1995, please contact me at 408-439-5099, extension 3400, to discuss the details.

Sincerely,

TCI CABLEVISION OF
SANTA CRUZ COUNTY



Jack Yearwood
General Sales Manager

cc: M. Meade

343 - 329-3017

ValueVis

Attention: Mr. Cunningham
3300 East First Avenue
Denver, CO 80206
Tel: 303-733-1111
Fax: 303-733-1111

ValueVision International, Inc.

We're taking television
into tomorrow.

MAR 15 1995



Mr. Mark Payne
Value Vision International
5194 W. 76th Street
Edina, MN 55439

March 15, 1995

RE: Walnut Creek, California Leased Access Rates

Dear Mr. Payne:

As provided for in the contractual agreement between our two companies dated September 17, 1992, and referring to Section III (C) regarding modification of existing elements of the agreement, please accept this correspondence as formal notification for the following change in leased access rates.

All individuals, as listed in Section VII (A), will be notified by transmission of a copy of this correspondence.

As you may know, the Federal Communication Commission has set specific guidelines for the calculation of leased access rates for the cable television industry. Your new leased access rates have been calculated by using the current FCC guidelines for both channel value and programming service classification.

Please find an attached spreadsheet reflecting the calculations for your new monthly rate of \$5,177.79. As stated in Section VII (G), the new rate shall become effective ninety (90) days subsequent to this written notification.

Please contact my office with any questions or comments regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lee A. Perron'.

Lee A. Perron
Area Manager

cc: Leigh Fullwood
David Jensen
Dan McCarty

23625 Clavier Road
Hayward, CA 94541
(415) 725-8077

An Equal Opportunity Employer

CONFIDENTIAL

FRANCHISE AREA: WALNUT CREEK

FRANCHISE AREA: WALNUT CREEK

BROADCAST BASIC SUBS 21,900

EXPANDED TIER SUBS 18,576

EXPANDED TIER PENETRATION 86.00%

FULL LEASED ACCESS RATE \$14,314.00

WEIGHTED EXPANDED ACCESS RATE \$12,310.84

WEEKLY ACCESS SCHEDULE:

TIME PERIOD	FACTORS	COST PER HOUR	TOTAL HOURS	TOTAL COST
M-F 6:00 AM TO 8:00 AM	0.000692	\$8.52	10	\$85.19
M-F 8:00 AM TO 3:00 PM	0.001450	\$17.86	36	\$621.73
M-F 3:00 PM TO 7:00 PM	0.001846	\$22.72	10	\$227.24
M-SU 7:00 PM TO 10:00 PM	0.003077	\$37.88	0	\$0.00
M-SU 10:00 PM TO 12:00 AM	0.001848	\$20.29	0	\$0.00
M-SU 12:00 AM TO 6:00 AM	0.000330	\$4.08	3.5	\$14.22
SA/SU 6:00 AM TO NOON	0.001154	\$14.21	12	\$170.47
SA/SU NOON TO 7:00 PM	0.001483	\$18.26	4	\$73.02
TOTAL ACTIVITY	AVG COST/HR	\$16.04	74.50	\$1,134.07

WEEKLY RATE X 52 WEEKS = \$62,133.45

MONTHLY RATE = \$5,177.79